



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Barry N. Gellman et al.

Serial No. : 10/639,945

Filed : August 13, 2003

Title : MARKING BIOPSY SITES

Art Unit : 3736

Examiner : Charles Marmor II

Confirmation No.: 6981

Notice of Allowance Date: September 26, 2005

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE

In response to the Notice of Allowance dated September 26, 2005, Applicants do not concede that the reasons for allowance given by the Examiner are the only reasons for which the claims are allowable. The claims are also allowable for other and independent reasons, including the reasons set forth in Applicants' prior communications. Applicants also do not necessarily agree with the Examiner's characterization of the cited references.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: November 28, 2005

Sean M. Dean, Ph.D.
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 28, 2005

Date of Deposit

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Cassie Chandler

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